THE HONOURABLE MS JUSTICE G.ROHINI

WRIT PETITION No.19182 of 2006

Dated 11-010-2006

Between:

St.Mary's Primary School, rep. by its Correspondent/Director K.Joseph, Mattampally village and Mandal, Nalgonda District.

.....Petitioner

and

The Secretary Regional Transport Authority, Nalgonda, Nalgonda District and others.

.....Respondents.

THE HONOURABLE MS JUSTICE G.ROHINI

WRIT PETITION No.19182 of 2006

ORDER:

This writ petition is filed seeking a declaration that the action of the 2nd respondent in seizing and detaining the petitioner's vehicle bearing No.TN-22-4556 vide Check report No.2298311, dated
21-6-2005, as arbitrary and illegal.

It is pleaded that though the petitioner made an application long back on 6-7-2005 for release of the vehicle pending enquiry, the respondents failed to consider the same and no orders have been passed so far.

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport appearing for the 1st respondent.

Though the allegations in the check report require to be enquired into in the enquiry under the Act, keeping in view that the petitioner has made an application seeking

interim custody and the seizure has made long back, the writ petition is disposed of with a direction to the 1st respondent to consider the petitioner's application dated 6-7-2005 for interim custody and pass appropriate orders in accordance with law within one week from the date of receipt of a copy of this order. No costs.

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(G.ROHINI, J)

Dated: 11th October 2006.

Note: Issue CC in two days.

(B/O)

mrb